

RA303*

Racing and Wagering Western Australia Act 2003

Rules of Wagering Amendment Rules (No. 2) 2013

Made by Racing and Wagering Western Australia with the approval of the Commission under section 120 of the Act.

1. Citation

These rules are the *Rules of Wagering Amendment Rules (No. 2) 2013*.

2. Commencement

These rules come into operation as follows —

- (a) rules 1 and 2 — on the day on which these rules are published in the *Gazette*;
- (b) the rest of the rules — on the day after that day.

3. Rules amended

These rules amend the *Rules of Wagering 2005*.

4. Rule 3 amended

In rule 3 insert in alphabetical order:

Australian Prices Network means the body endorsed by RWWA that is responsible for determining the Australian on-course bookmakers' pricing information;

Australian totalisator means a totalisator operated under a licence in New South Wales, Victoria or Queensland;

middle dividend means —

- (a) where there are 3 Australian totalisators paying a dividend, the middle dividend paid; or
- (b) where there are 2 Australian totalisators paying a dividend, the higher of the 2 dividends paid; or
- (c) where there is one Australian totalisator paying a dividend, that dividend;

starting price guarantee wager means a win wager where the odds for a runner are the higher of the fixed odds for that runner at the time of the wager and the final on-course bookmakers' odds for that runner as

determined by the Australian Prices Network or rule 51A(1);

top fluc wager means a win wager where the odds for a runner are the highest on-course bookmakers' odds for that runner as determined by the Australian Prices Network or rule 51A(2);

tote bet wager means a win wager or a place wager where the odds are based on the final totalisator price as determined by the Australian totalisator;

5. Rule 5 amended

After rule 5(1)(a) insert:

- (ba) where the matter relates to wagering conducted by a bookmaker offering odds determined by an Australian totalisator — by the steward in charge of the race meeting or racecourse at which the bookmaker is operating; or

6. Rule 40 amended

- (1) Delete rule 40(a)(iii) and insert:

- (iii) the amount of the bet and the odds at which it was made or the method by which the odds will be calculated (if the odds are not known),

- (2) In rule 40(c) delete “dividends” and insert:

odds

7. Rule 50 amended

- (1) In rule 50(1):

- (a) in paragraph (e) delete “wagers.” and insert:

wagers;

- (b) after paragraph (e) insert:

- (f) starting price guarantee wagers;
 - (g) top fluc wagers;
 - (h) tote bet wagers.

- (2) In rule 50(2):
- (a) in paragraph (e) delete “day.” and insert:

day;
 - (b) after paragraph (e) insert:
 - (f) subject to rule 51A, in a starting price guarantee wager the bookmaker offers odds against a runner winning a particular race by taking the higher of —
 - (i) the fixed odds for that runner as at the time of the wager; or
 - (ii) the final odds for that runner offered by on-course bookmakers as determined by the Australian Prices Network;
 - (g) subject to rule 51A, in a top fluc wager the bookmaker offers odds against a runner winning a particular race with those odds being the highest odds offered by on-course bookmakers as determined by the Australian Prices Network;
 - (h) in a tote bet win wager the bookmaker offers odds against a runner winning a particular race based on the —
 - (i) highest dividend paid for the win by an Australian totalisator; or
 - (ii) middle dividend paid for the win by an Australian totalisator;
 - (i) in a tote bet place wager the bookmaker offers odds against a runner achieving a place in a particular race based on the —
 - (i) highest dividend paid for the place by an Australian totalisator; or
 - (ii) middle dividend paid for the place by an Australian totalisator.
- (3) After rule 50(3) insert:
- (4) A bookmaker must not negotiate and accept a starting price guarantee wager, a top fluc wager or a tote bet wager unless the wager is communicated to the bookmaker by —
 - (a) a telephone in accordance with rule 45; or
 - (b) the internet in accordance with rule 46.

- (5) For the purposes of subregulation (4), a bookmaker cannot —
- (a) negotiate and accept a wager communicated by a telephone unless the bookmaker is authorised by endorsement under the *Betting Control Regulations 1978* regulation 72(1); and
 - (b) negotiate and accept a wager communicated by the internet unless the bookmaker is authorised by endorsement under the *Betting Control Regulations 1978* regulation 75.
- (6) In a tote bet win wager or a tote bet place wager the parties must agree to the dividend to be paid (the highest dividend or the middle dividend) at the time the bet is made.

8. Rule 51A inserted

After rule 50 insert:

51A. Default odds for starting price guarantee and top fluc wagering

- (1) If a bookmaker accepts a starting price guarantee wager on a runner and the Australian Prices Network does not determine the pricing information for that runner immediately prior to the start of the race, the odds will be based on the middle dividend paid for the win for that runner by an Australian totalisator.
- (2) If a bookmaker accepts a top fluc wager on a runner and the Australian Prices Network does not determine the pricing information for that runner immediately prior to the start of the race, the odds will be based on the middle dividend paid for the win for that runner by an Australian totalisator.

9. Rule 51 amended

- (1) In rule 51(b) delete “Act; and” and insert:

Act.

- (2) Delete rule 51(c).

10. Rule 54 amended

In rule 54(a) delete “the wagers is” and insert:

the wagers are

Approved by the Gaming and Wagering Commission on 18th November 2013.

Common seal

BARRY A. SARGEANT, Chairman.

Made by Racing and Wagering Western Australia on 19th November 2013.

Common seal

JEFFEREY OVENS, Chairman.

RICHARD BURT, Chief Executive Officer.
